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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

U.S. EQUAL EMPLOYMENT
OPPORTUNITY COMMISSION,

Plaintiff,

vs.

WEDCO, INC., and DOES 1-10,

Defendants

Case No.: 3:12-CV-00523-RCJ-VPC

**STIPULATION AND [PROPOSED]
ORDER TO SET A CASE
MANAGEMENT CONFERENCE AND
EXTEND DISCOVERY**

Judge: Honorable Valerie P. Cooke
United States Magistrate Judge

Plaintiff, the United States Equal Employment Opportunity Commission ("EEOC" or the "Commission"), and Defendant Wedco, Inc. ("Defendant" or "Wedco"), by and through their respective attorneys' of record, hereby stipulate and agree to: (1) request a case management conference to formulate a briefing schedule that affords the parties an opportunity

1 to provide this Court with their respective positions on each of the following discovery disputes;
2 and (2) request a 90 day extension of discovery and all related deadlines.

3 This request is made jointly by the parties after working diligently and in good faith
4 through the meet and confer process to resolve the disputes without seeking this Court's
5 intervention; however, certain disputes persist. Without either party waiving the right to contest
6 other discovery issues as they may arise or contest discovery issues upon which the parties have
7 not yet met and conferred, the disputes that are ripe for briefing to this Court concern the
8 following:

- 9 (1) Wedco's subpoena to the Nevada Equal Rights Commission (NERC);
- 10 (2) Wedco's subpoena to the Nevada Department of Employment, Training and
11 Rehabilitation, Employment Security Division (DETR);
- 12 (3) Wedco's subpoena to Applied Staffing Solutions;
- 13 (4) Wedco's subpoena to Spherion Staffing;
- 14 (5) Wedco's subpoena to Charging Party Larry Mitchell;
- 15 (6) Wedco's requests to depose EEOC Investigator Miguel Escobar, NERC
16 Compliance Investigator Dennis Maginot, and former NERC Intake Officer Maurice Davis; and
17 (7) The EEOC's privilege log.

18 Further, the parties jointly agree and stipulate to a 90-day extension of the discovery cut-
19 off and related deadlines in this case. Good cause exists for the requested extension because
20 Counsel for Wedco will be on sabbatical from August 19, 2013 to September 31, 2013, and
21 from November 18, 2013 to December 31, 2013. In addition, good causes exists for the
22 requested extension because, although the parties have worked diligently to resolve them, the
23 foregoing discovery disputes have created unavoidable delays. Accordingly, the following
24 discovery deadlines are proposed:

- 25 a. All discovery is to be completed by January 28, 2014.
- 26 b. The final day to submit an expert reports and expert disclosures is November 28,
27 2013.
- 28 c. The final day to submit an expert rebuttal report is December 30, 2013.

1 d. The final day to file any dispositive motion is February 26, 2014.

2 e. The Joint Pretrial Order shall be filed by March 27, 2014. In the event that
3 dispositive motions are filed, the last day to file the Joint Pretrial Order shall be
4 suspended until thirty (30) days after the ruling on the dispositive motions.
5

6 **IT IS THEREFORE STIPULATED AND AGREED** that: (1) the parties request a
7 case management conference to formulate a briefing schedule that affords the parties an
8 opportunity to provide the court with their respective positions on each of the foregoing
9 discovery disputes; and (2) the parties request a 90 day extension of the discovery and all
10 related deadlines.
11

12 Dated: August 13, 2013

Dated: August 13, 2013

13 /s/ Elizabeth A. Naccarato
14 Elizabeth A. Naccarato
15 U.S. EEOC
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18 Las Vegas, NV 89101
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Attorney for Plaintiff
U.S. EEOC

/s/ Anthony L. Hall
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Attorney for Defendant
Wedco, Inc.

21 **ORDER**

22 IT IS SO ORDERED, this _____ day of _____, 2013.
23

24 DATED

THE HONORABLE VALERIE P. COOKE
UNITED STATES MAGISTRATE JUDGE

CERTIFICATE OF CM/ECF SERVICE

I am, and was at the time the herein mentioned service took place, a citizen of the United States, over the age of eighteen (18) years.

I am employed in the Legal Unit of the Las Vegas Local Office of the U. S. Equal Employment Opportunity Commission. My business address is U.S. Equal Employment Opportunity Commission, 333 Las Vegas Boulevard South, Suite 8112 Las Vegas, Nevada 89101. On the date that this declaration was executed, as shown below, I served the foregoing

**STIPULATION AND [PROPOSED] ORDER TO SET A CASE MANAGEMENT
CONFERENCE AND EXTEND DISCOVERY**

via the Case Management/Electronic Case Filing (CM/ECF) system at Las Vegas, Clark County, Nevada, to:

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I declare under penalty of perjury that the foregoing is true and correct.
Executed on August 13, 2013 at Las Vegas, Nevada .

/s/Elizabeth A. Naccarato
Elizabeth A. Naccarato